

USPTO PCT/PTO 26 JUL 2006

PTO-1390 (Rev. 07-2005)

Approved for use through 3/31/2007. OMB 0651-0021

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER <u>PC3-309</u>
INTERNATIONAL APPLICATION NO. <u>PCT/US2005/003433</u>	INTERNATIONAL FILING DATE <u>28 January 2005</u>	PRIORITY DATE CLAIMED <u>30 January 2004</u>
TITLE OF INVENTION <u>Production Process and Systems, Compositions, Surfactants, Monomer Units, Metal Complexes, Phosphate Esters, Glycols, Aqueous Film Forming Foams and,</u>		
APPLICANT(S) FOR DO/EO/US <u>Jane Boggs, Stephan M. Brandstadter, John Chien, Vimal Sharma. See Appendix A</u>		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31). <i>Priority claimed</i></p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). </p> <p>6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input checked="" type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). </p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ul style="list-style-type: none"> a. <input checked="" type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. </p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
Items 11 to 20 below concern document(s) or information included:		
<p>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input checked="" type="checkbox"/> A preliminary amendment.</p> <p>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p>		

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

IAP20 Rec'd PCT/US2005/003433 6 JUL 2006

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U.S. APPLICATION NO. (if known, see 37 CFR 1.5)	INTERNATIONAL APPLICATION NO.	ATTORNEY'S DOCKET NUMBER
10/2005/003433	PCT/US2005/003433	PC3-309

20. Other items or information:

See Attached Appendix B

The following fees have been submitted		CALCULATIONS	PTO USE ONLY
21. <input checked="" type="checkbox"/> Basic national fee (37 CFR 1.492(a))..... \$300		\$ 300.00	
22. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0 All other situations..... \$200		\$ 200.00	
23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... \$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB..... \$400 All other situations..... \$500		\$ 100.00	
TOTAL OF 21, 22 and 23 =		\$ 600.00	
<input checked="" type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.			
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE
168 - 100 =	68 /50 =	2	x \$250
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).		\$ 500.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	60 - 20 =	40	x \$ 50
Independent claims	3 - 3 =	-0-	x \$200
MULTIPLE DEPENDENT CLAIM(S) (if applicable)		+ \$360	\$
TOTAL OF ABOVE CALCULATIONS =		\$ 2000.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½.			
		SUBTOTAL =	\$ 3100.00
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).		+	\$
		TOTAL NATIONAL FEE =	\$ 3100.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property		+	\$
		TOTAL FEES ENCLOSED =	\$ 3100.00
		Amount to be refunded:	\$
		Amount to be charged	\$

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 - a. A check in the amount of \$ 3100.00 to cover the above fees is enclosed.
 - b. Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.
 - c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 23-0925. A duplicate copy of this sheet is enclosed.
 - d. Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

Wells St. John, P.S.
601 W. First Ave., #1300
Spokane, WA 99201

Phone: 509-624-4276
Fax: 509-838-3424

SIGNATURE

Robert C. Hyta

NAME _____

46,791

REGISTRATION NUMBER

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AP20 Rec'd P.D.O. 23 JUL 2006
APPENDIX A

Additional Applicants:

1. Bradley E. Edwards
2. Victoria Hendrick
3. Andrew Jackson
4. Gregory Leman
5. Edward Norman
6. Robert Kaufman

EW 10/587479

APPENDIX B

Additional Enclosures:

1. PTO Return Receipt Postcard
2. Check for \$3100.00
3. Transmittal Letter to the U.S. Designated/Elected Office (DO/EO/US) Concerning a Submission under 35 U.S.C. 371 & duplicate copy of page 3 thereof
4. 4 pages of Formal Drawings (Figs. 1-8)
5. **Application as Re-Published**, including International Search Report (copy of the Published Application WO 2005/074639A2)
6. Request, as filed
7. International Search Report (PCT/ISA/210)
8. Written Opinion of the International Searching Authority (PCT/ISA/237)
9. Letter Regarding Amended Request dated May 27, 2005, submitting replacement sheets 1, 2, 3, 5, 6, 7 and 8 of original Request and replacement sheets 68-73, 91, and 106 of the originally filed Specification
10. Notification of the Recording of a Change (PCT/IB/306) dated June 2, 2005 (11 pages)
11. Letter Regarding Amended Request dated August 24, 2005, submitting replacement sheets 5, 6, and 7a of the originally filed Request
12. Assignment recorded August 30, 2005 (10 inventors)
13. Notice of Merger and Certificate of Ownership and Merger
14. Letter Regarding Amended Request dated January 25, 2006
15. Notification of the Recording of a Change (PCT/IB/306) dated February 7, 2006
16. Form PTO/SB/08A